

## **9 FAM 42.55 Notes**

(TL:VISA-3 8-30-87)

### **9 FAM 42.55 N1 Post Reports of Immigrant Visa Applicants**

#### **9 FAM 42.55 N1.1 Monthly Reports of Qualified Applicants**

The documentarily qualified figures submitted monthly [see 22 CFR 42.52 PN3.7] provide the Department the known total (by priority date, chargeability, classification, and post) of visa applicants who are awaiting only visa numbers to apply formally for a visa. After collation of these data, the Department makes monthly allotments to the extent available visa numbers permit. [See 22 CFR 42.51.] If the demand exceeds the supply of numbers, the priority date of the first applicant for whom a number is not available becomes the issuance cutoff date for the categories and foreign states concerned. The documentarily qualified totals are also used to respond to the Congress and for planning purposes with respect to proposed legislative changes. It is, therefore, essential that the following general guidelines be strictly observed in preparing the monthly reports of documentarily qualified applicants:

(a) all applicants who have become documentarily qualified during the reporting period must be reported;

(b) no applicant's priority date should be reported twice unless an allocation was made on the basis of a previous documentarily qualified report and the applicant either failed to keep the appointment or was not qualified for a visa at that time and has subsequently returned;

(c) each report must be accurate and must reach the Department by the first of each month.[See also 22 CFR 42.51 N1 and 9 FAM PART IV for Visas WHALE cable format.]

#### **9 FAM 42.55 N1.2 Annual Report**

The "Annual Report of Immigrant Visa Applicants Subject to Numerical Limitations" due by February 1 of each year enables the Department to follow fluctuations in demand, by post/country, classification, and chargeability. These data are the raw material from which the movement of the qualifying date is calculated. [See 22 CFR 42.63 PN4.] They are also necessary for consideration of proposed legislative changes.

## **9 FAM 42.55 N2 Preparation of the Reports**

Instructions for the preparation and submission of the reports referred to in 9 FAM 42.55 N1 may be found in 9 FAM PART IV, Reports.